

Quivira Mining Company

February 23, 1995

Mr. Holland Shepherd
Chief, Mining Act Reclamation Bureau
Energy, Minerals and Natural Resources Department
Mining and Minerals Division
2040 South Pacheco
Santa Fe, NM 87505

Re: **Quivira Mining Company**
Public Notice Requirements

Dear Mr. Shepherd:

In response to Mr. Alan Jager's request to provide information on Quivira's public notice requirements, please accept the following information which was utilized to comply with Rule 9.3 of the Mining Act Rules.

Rule 9.3.A

Based on several conversations with County Assessor's Office staff in both Cibola County and McKinley County, the necessary information was obtained on all property owners within a ½ mile of the proposed permit area. Owners of record who were notified via certified mail are:

Property Owner
United Nuclear Corporation
State of New Mexico
Bureau of Land Management
Isabel Marquez



Rule 9.3.B

Based on several conversations with County Assessor's Office staff in both Cibola County and McKinley County, the necessary information was obtained on all municipalities, counties and tribal organizations within a ten mile radius of the proposed permit area. Entities meeting this condition and who were notified via certified mail are:

Entity
McKinley County
Cibola County
Navajo Nation

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Rule 9.3.C

The public notice, approved by the Mining and Minerals Division, appeared in the *Gallup Independent* on February 17, 1995 in both english and spanish. The notice appeared in the legal section as well as within the local section of the newspaper. The February 17, 1995 edition of the *Gallup Independent* is attached.

Rule 9.3.D

The public notice, in both english and spanish, was posted in four (4) publicly accessible locations in the vicinity of the proposed permit area. As a result of the entrance to the mining operation not being accessible to the public due to locked gates, posting at the entrance to the mine was not performed. Listed below are the public places where the notice was posted.

Posting Location

Post Office - Grants, NM
Post Office - Milan, NM
Post Office - Prewitt, NM
Post Office - Thoreau, NM

Rule 9.3.E

As a result of Quivira holding the mineral lease for the proposed permit area, no notification was needed to meet this requirement.

Rule 9.3.F

Based on conversations with MMD staff, no written requests were received by MMD from anyone requesting notice of Quivira's permit application. As such no additional notice was provided.

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Rule 9.3.G

Although the agencies listed within Rule 9.3.F received a copy of the entire permit application, public notice was provided to these agencies as it may be interpreted to require notice in addition to receiving the application. The agencies which were notified via certified mail are:

New Mexico Environment Department
New Mexico Department of Game and Fish
New Mexico State Engineer Office
New Mexico State Historic Preservation Office
New Mexico State Forestry Division

If you have any questions regarding this information, please do not hesitate to contact me at (505) 287-8851, extension 205.

Regards,



Peter Luthiger

Attachments: As Stated

xc: file

...through forests, deserts and mountains. Now the soldiers were days from completing the final, toughest phase of their two-month Army Ranger training.

Deprived of sleep and food, they had been slogging across the swampy grounds of this 724-square-mile base for five days. Then they left their boats and plunged into cold, rain-swollen streams.

The ordeal, the toughest in the Army, is intended to simulate harsh battle conditions. This time, the conditions proved too harsh.

Three soldiers died of exposure after being plucked from the waters Wednesday. The body of a fourth was found Thursday morning after an all-night search.

Four others rescued Wednesday

or body heat and leads to extreme fatigue, drowsiness, disorientation, and sometimes death.

Military officials said the water in the streams was 52 degrees — two degrees warmer than the threshold set in 1977 after two soldiers died during Ranger training.

The water also was deeper than expected because of recent rains. Instead of being knee- or waist-high, it reached the soldiers' chests or even rolled over their heads.

"The water was deeper than they expected it to be and they ended up in it longer," said Rich McDowell, a civilian public affairs officer at Fort Benning. "The deeper you are the faster you lose body temperature."

Col. Galen Jackman, commander of the Ranger Training Brigade, re-

Ranger training has been suspended and the deaths were being investigated by the Army Safety Office from Fort Rucker, Ala.

"Ranger school is a tough course," Jackman said. "One of the purposes of the Ranger course is to induce stress that approaches that found in combat."

McDowell said warm air of 65 degrees gave the troops a false sense of security about the danger of exposure.

PUBLIC NOTICE

Pursuant to the New Mexico Mining Act [NMSA 1978, §69-36-11.A] and Rule 5.1.A of the New Mexico Mining Act Rules, Quivira Mining Company, P.O. Box 218, Grants, NM, 87020, has submitted a permit application and requests approval of the application for Quivira's Section 35 mining operation.

The purpose of Quivira Mining Company submitting a permit application is to comply with the New Mexico Mining Act and the Rules adopted pursuant to the Act.

Quivira's Section 35 mining operation is located within the Ambrosia Lake area and is approximately 25 miles north of Grants, New Mexico and approximately 12 miles northwest of San Mateo, New Mexico. The proposed permit area encompasses the entire land area of Section 35, T14N, R9W.

The Section 35 mining operation is an underground uranium mine in the Ambrosia Lake mining district. Mine development was initiated in 1969 and the first ore production from the mine occurred in September 1971. The ore bodies are delineated, drilled, blasted, and hoisted to the surface for shipment to the uranium processing mill. The mine operated continuously until January 1985 when the facility was placed on deferred production status due to market conditions.

A copy of the permit application is available for public viewing during normal business hours at the address listed below. Individuals may submit written comments regarding this permit application to:

Ms. Kathleen Garland, Director
Energy, Minerals, and Natural Resources Department
Mining and Minerals Division
2040 South Pacheco
Santa Fe, NM 87505

Any interested person may request that the Director conduct a public hearing on the application. Such request must be made within 30 days of the date of the newspaper publication of the notice of application. If a hearing is timely requested, the Director shall set a hearing unless the request is clearly frivolous. The Director may hold a public hearing absent any request.

AVISO PUBLICO

De acuerdo a la Acta Minera de Nuevo México [NMSA 1987, §69-36-11.A] y la regla 5.1.A de la Acta de reglas mineras de Nuevo México, Quivira Mining Company, P.O. Box 218, Grants, NM, 87020 ha sometido una petición para permiso y solicita consentimiento para operación minera en la sección 35 de Quivira.

El propósito de Quivira Mining Company sometiendo esta petición para permiso es cumplir con la Acta Minera de Nuevo México y las Reglas consiguientes a esta Acta.

Las operaciones mineras de Quivira sección 35 se localizan dentro el área de Ambrosia Lake y esta aproximadamente 25 millas al norte de Grants, Nuevo México y aproximadamente 12 millas noroeste de San Mateo, Nuevo México. El área propuesto para permiso abarca todo el terreno de la sección 35, T14N, R9W.

La operación minera de sección la 35 es una mina de uranio subterráneo en el distrito minero de Ambrosia Lake. La explotación de la mina se inició en 1969 y el primer mineral ocurrió en 1971. La explotación del mineral fue a base de delineamiento, barrenos, explosión y levantado a la superficie con montacargas para embarcarse al molino para procesar. La mina se trabajó continuamente hasta Enero de 1985 cuando se postergó la producción de la planta debido a las condiciones de mercado.

Una copia de la petición está disponible para que el pueblo inspeccione durante las horas de trabajo en el domicilio indicado. Los interesados pueden someter comentarios pertinentes a esta petición a:

Ms. Kathleen Garland, Director
Energy, Minerals, and Natural Resources Department
Mining and Minerals Division
2040 South Pacheco
Santa Fe, NM 87505

Personas interesadas pueden solicitar que el Director haga una audiencia publica concerniente a esta petición. Esta solicitud debe sea dentro de 30 días de la fecha de esta periódico en que está publicado el anuncio de esta petición. El Director fechará una audiencia publica solamente si la solicitud se hace a tiempo y es seria. El Director puede hacer una audiencia sin una solicitud.

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